



United States Department of the Interior
FISH AND WILDLIFE SERVICE
Mountain-Prairie Region

Date: March 22, 2005

REGIONAL DIRECTOR'S ORDER NO. 2

Subject: Indian Trust Data on Our Regional Computer Systems

Sec. 1. What is the purpose of this order? To ensure the Region's Information Technology (IT) systems do not contain any information/data concerning Indian Trust Real Estate or Individual Indian Real Estate Transactions.

Sec. 2. Does this order supersede other directives? No.

Sec. 3. What is the Authority for taking this action?

Trust Fund Management Reform Act of 1994(P.L. 103-412)
Cobell Court Order

Sec. 4. To whom does this Order apply? This policy applies to all Regional employees.

Sec. 5. What is Individual Indian Trust Data (IITD)? IITD is data stored in an information technology system upon which the Government must rely to fulfill its trust duties to recognized Individual Indians pursuant to the Trust Fund Management Reform Act of 1994 (P.L. 103-412), and other applicable statutes. For example:

- The existence of Individual Indian trust assets (e.g., as derived from ownership data, trust patents, lot/plat descriptions, surveys, jacket files, statement of accounts);
- The collection of income from Individual Indian trust assets (e.g., as derived from deposit tickets, journal vouchers, schedule of collections);
- Use or management of Individual Indian trust assets (e.g., derived from leases, sales, rights-of-way, investment reports, production reports, sales contracts); or
- The disbursement of Individual Indian trust assets (e.g., as derived from transaction ledgers, check registers, transaction registers, or lists of canceled or undelivered checks).

Sec. 6. Why are these procedures being implemented? To ensure Regional data systems do not house Individual Indian Trust Data.

Sec. 7. What is the policy being implemented? This policy establishes a prohibition on entering data/information into any data system concerning Indian Trust Real Estate, or data/information into any data system concerning an individual with Indian Trust Real Estate. Information concerning any land acquisition shall be reviewed for compliance with this policy before entering into any information system. This applies to all individuals that own Indian Trust Real Estate, even if the action concerns other real estate owned by the individual. All action involving Indian Trust Real Estate or individuals owning Indian Trust Real Estate must be coordinated with the Regional Realty Office to ensure no IITD is entered into any data system.

Sec. 8. When is this Order effective? This Order is effective immediately.

Sec. 9. When does this Order expire? This Order does not expire, unless amended, superseded or rescinded.

/sgd/Ralph O. Morgenweck
Regional Director